



MEDIA: PLEASE CONTACT THE MEETING FACILITY DIRECTLY TO MAKE THE NECESSARY ARRANGEMENTS FOR ANY EQUIPMENT YOU MAY NEED.

MEETING ANNOUNCEMENT

DATE: AUGUST 20, 2015
TIME: 8:30 AM
LOCATION: EVENT CENTER
RIVERSIDE CASINO & GOLF RESORT
3184 HIGHWAY 22
RIVERSIDE, IA 52327
PHONE: 319/648-1234

PROPOSED AGENDA

- 1. APPROVE AGENDA**
- 2. WELCOME** – Dan Franz, General Manager, and Mike Driscoll, President of the Washington County Riverboat Foundation
- 3. APPROVE MINUTES** – From July 9, 2015 and July 29, 2015
- 4. ANNOUNCEMENTS**
 - A. September 24, 2015 – Mystique Casino, Dubuque, IA (Submissions due by September 10, 2015)
 - B. October 2015 – No Meeting
 - C. November 19, 2014 – Prairie Meadows Racetrack & Casino, Altoona, IA (Submissions due by November 4, 2015)
 - D. December 2014 – No Meeting
 - E. January 14, 2016 – Prairie Meadows Racetrack & Casino, Altoona, IA (Submissions due by December 30, 2015)
- 5. FINAL ADOPT RULES** – See Attached

- 6. CAESAR'S ENTERTAINMENT CORPORATION – Update on Bankruptcy Proceedings**
- 7. REVIEW OF FINANCIAL AUDITS**
- A. Isle of Capri Bettendorf, L.C.
 - B. Isle of Capri Marquette, Inc.
 - C. IOC- Black Hawk Country, Inc.
- 8. CONTRACT APPROVALS (RP = RELATED PARTY)**
- A. HGI-Lakeside, LLC d/b/a Lakeside Hotel Casino – Imagine This – Promotional Items
 - B. Dubuque Racing Association, Ltd. d/b/a Mystique Casino
 - 1. Aruze Gaming Corp. – Annual Slot Machine Leases and Purchases
 - 2. Lincoln Financial Group c/o Friedman Insurance – Employee Life, AD&D and STD Insurance Management Group
 - C. Ameristar Casino Council Bluffs, Inc. d/b/a/ Ameristar Casino Council Bluffs
 - 1. Sanders Hyland Corp. – Vessel Rubberized Decking Replacement
 - 2. WM of Iowa, Inc. – Removal of Waste and Recycling
 - 3. Interline Brands – Cleaning Supplies
 - 4. Scavuzzo's Inc. Beef and Pork Provider
 - 5. DB Construction – Construction Projects
 - D. Isle of Capri Bettendorf, L.C. d/b/a Isle of Capri Bettendorf – MicAid Texas, LLC d/b/a M Partners – Advertising Agency
 - E. Isle of Capri, Marquette, Inc. d/b/a Lady Luck Casino Marquette – MicAid Texas, LLC d/b/a M Partners – Advertising Agency
 - F. IOC Black Hawk County, Inc. d/b/a Isle Casino Hotel Waterloo
 - 1. Wilson Restaurant Supply – Restaurant Supplies – Equipment Repair
 - 2. Nagle Signs, Inc. – Signage Vendor
 - 3. Stich, Inc. d/b/a D & W Floor Covering – Carpet Vendor and Installer
 - 4. MicAid Texas, LLC d/b/a M Partners – Advertising Agency
 - G. Rhythm City Casino, LLC d/b/a Rhythm City Casino
 - 1. Builders Sales & Service Company – Construction – Framing, Drywall, Insulation Event Center and Exterior Framing
 - 2. CJ Moyna & Sons Construction – Construction – Grading
 - 3. Dodd Construction – Construction – Finish Carpentry
 - 4. Dodd Construction – Construction – LGM Framing, DW, Casino/Back of House
 - 5. East Moline Glass Company – Construction – Glass/Glazing
 - 6. Evergreen Landscaping Associates – Construction – Unit Paver – Porte Cochère
 - 7. Evergreen Landscaping Associates – Construction – Irrigation
 - 8. Estes Construction Company – Construction – Finish Carpentry
 - 9. Kone Elevators – Construction – Elevators

10. Marsh USA, Inc. – Property and Liability Insurance/Bond Premiums
 11. Renaissance Granite & Quartz – Construction – Toilet Compartments
 12. Renaissance Granite & Quartz – Construction – Quartz Countertops
 13. Glenn Rieder, Inc. – Construction – Casework
 14. Riverside Casino & Golf Resort, LLC – Support Services (RP)
 15. UMR/United Healthcare Company – Medical and Flexible Spending Plan
- H. Riverside Casino & Golf Resort, LLC d/b/a Riverside Casino & Golf Resort
1. Fuerste, Carew, Juergens & Sudmeier, P.C. – Professional Services
 2. Kluesner Construction, Inc. – Asphalt Overlay and Repair of Driveway
 3. Lane & Waterman, LLP – Professional Services
- I. Grand Falls Casino & Golf Resort, LLC d/b/a Grand Falls Casino & Golf Resort
1. Bally Technologies – Gaming Leases and Equipment
 2. Sun Life Assurance Company – Insurance Premiums
- J. Diamond Jo, LLC d/b/a Diamond Jo Casino – Cummins-Allison Corp. – Purchase Jet Scan MPS Model 4115 for Count Room
- K. Diamond Jo Worth, LLC d/b/a Diamond Jo Worth
1. Cummins-Allison Corp. – Purchase New Equipment for Cage and Soft Count; Annual Service Contracts to Maintain Equipment
 2. Heartland Power Coop – Electrical Service for Casino
 3. Loffredo Fresh Produce – Purchase Produce and Other Food Items for Casino Restaurants
 4. USA Security, Inc. – Maintenance Contracts, Software and Hardware Upgrades for Surveillance Equipment
- L. SCE Partners, LLC d/b/a Hard Rock Hotel & Casino Sioux City
1. The Agency Group – Talent Agent
 2. Buzz Creative Group, LLC – Marketing Agency (RP)
 3. Jones Family Farms, LLC d/b/a Clausen’s Nursery – Property Maintenance
- M. Prairie Meadows Racetrack & Casino, Inc. d/b/a Prairie Meadows Racetrack & Casino
1. Recap of the Thoroughbred Season/Quarter Horse Meet Update
 2. Contract Approvals:
 - a. Bally Gaming, Inc. (ShuffleMaster) – Gaming Equipment and Supplies
 - b. Bankers Trust Company – Revolving Loan
 - c. Bolton and Company – Jockey’s Accident Insurance
 - d. C & T Design – Food Service Equipment and Design Services
 - e. Care Ambulance – Ambulance and Emergency Medical Services
 - f. Delta Dental of Iowa – Employee Dental Insurance
 - g. Doll Distributing – Beer and Other Products
 - h. DRF Holding, LLC (Daily Racing Form) – Racing Form Publication
 - i. Farner Bocken Company – Candy, Food, Tobacco and Other Supplies

- j. Global Payments – Casino Guest Check Cashing Services
- k. Global Payments – Casino Guest Credit Card Services
- l. Global Spectrum – Suite License and Advertising Agreements
- m. GTECH USA, LLC (Spielo) – Gaming Equipment and Supplies
- n. IGT – Gaming Equipment and Supplies
- o. Iowa Alcoholic Beverages – Purchase of Liquor Products
- p. McGladrey, LLP – GP Dynamics Accounting Software and Support
- q. Metro Waste Authority – Waste Disposal
- r. Nalco Company – Water Treatment Chemicals and Equipment
- s. Paycom Software – HR/Payroll System Software Agreements and Processing
- t. US Bank Nat'l Assoc. d/b/a Ultron Processing – ATM Service Agreement – Revenue Agreement
- u. US Foods – Food, Equipment and Supplies
- v. Wellmark Blue Cross Blue Shield of Iowa – Employee Medical Insurance
- w. WMS Gaming – Gaming Equipment and Supplies

9. PUBLIC COMMENT

10. ADMINISTRATIVE BUSINESS

11. ADJOURN

MEETING ANNOUNCEMENT

The Iowa Racing and Gaming Commission and staff will be meeting for dinner on Wednesday, August 19, 2015 at 7:00 PM at Ruthie's located on property at Riverside Casino & Golf Resort. Racing and gaming matters may be discussed, but no official action will be taken.

PUBLIC PARTICIPATION

Persons wishing to make a statement at a commission meeting may sign a sheet at the entrance to the meeting room and will appear during the agenda item titled "Public Comment". This segment is intended for an individual to make a brief statement to the Commissioners supported by fact, on current issues, which are within the jurisdiction of the Iowa Racing & Gaming Commission. It is not intended to be a debatable item.

Anyone who wishes to appear and/or distribute material should submit a written request to the Commission office not later than ten business days before the scheduled meeting in accordance with rule 491-1.2(3). Information or material submitted must be in completed form. This policy is intended to provide the Commissioners and staff adequate time to study the submitted material and appropriately prepare for presentations.

RACING AND GAMING COMMISSION[491]**Adopted and Filed**

Pursuant to the authority of Iowa Code sections 99D.7 and 99F.4, the Racing and Gaming Commission hereby proposes to amend Chapter 7, “Greyhound Racing,” Iowa Administrative Code.

Notice of Intended Action was published in the June 24, 2015, Iowa Administrative Bulletin as **ARC 2045C**. On July 29, 2015, at 8:30 am, a public hearing was held at Prairie Meadows Racetrack and Casino. There were several attendees and eleven individuals who made verbal comments. In addition, eleven individuals submitted written comments. The verbal and written comments to the proposed rules asked for changes to be considered such as: the majority of the money in the fund should not be allocated to greyhound owners based on their dogs’ past racing performances; breeders should receive a higher percentage of the distributions, in part because they did not receive any money for racing performances of the dogs they raised; distributions should only go to greyhounds whelped and raised in Iowa, not other states; not allowing any greyhound owners who are still racing greyhounds in Dubuque, thereby continuing to make a living racing greyhounds, to receive any distributions from the fund, essentially advocating for no “double dipping”; increasing the amount of money allowed for in the “hardship” portion of the rules; implementing a cap of at least \$1 million to ensure no individual could receive more than that from the fund; concerns with regard to locating and/or obtaining documentation required for providing the proof for the submission of a claim or receiving the appropriate distribution; and the length of time proposed is too long until the first disbursement is made.

The Commission reviewed and discussed the comments received. Based on the review and comments, several changes have been made to the rule published under Notice of Intended Action. In 7.15(3), 7.15(3)”a”, 7.15(3)”b” and 7.15(3)”c” the application process and other similar requirements for documentation from industry participants was removed. In 7.15(2)”f”, the cap on the amount allowed for a hardship case was increased to \$100,000. In 7.15(3)”a”, the percentage of the fund that shall be distributed based on past racing performances was changed to 70 percent. In 7.15(3)”b”, the percentage of the fund that shall be distributed to qualifying greyhound industry participants without regard to purse winnings was changed to 30 percent. In 7.15(3)”b”(1)2 distributions go to breeders who whelped and raised for the first six months of the greyhound’s life in Iowa as recorded. In 7.15(3)”d”, fund recipients, identified by independent tax identification numbers, shall now be limited to \$1 million.

After analysis and review of this rule making, no impact on jobs has been found.

This rule will become effective October 21, 2015.

This rule is intended to implement 2014 Iowa Acts, Senate File 2362 [Iowa Code section 99D.9B], with regard to the Iowa greyhound pari-mutuel racing fund. Iowa Code chapters 99D and 99F.

The following rule is adopted.

491—7.15(99D) Iowa greyhound pari-mutuel racing fund. Pursuant to Iowa Code section 99D.9B, an Iowa greyhound pari-mutuel racing fund (fund) is created in the state treasury and under the control of the commission. The fund will be distributed on an annual basis pursuant to this rule.

7.15(1) Iowa greyhound association.

- a. Fifty percent of the money in the fund shall be distributed to the Iowa greyhound association.
- b. An annual audit concerning the operation of the escrow account shall be submitted to the commission 90 days after the end of the Iowa greyhound association’s fiscal year.
- c. In the event that the Iowa greyhound association fails to conduct live dog racing during any calendar year, the Iowa greyhound association shall transfer any unused moneys in the escrow fund to the commission and shall receive no further distributions from the fund.

7.15(2) One-time payments.

- a. *Administrative expenses.* All expenses incurred by the commission to administer the fund will be deducted before an amount is determined for distribution during each calendar year.

b. Greyhound adoption agency (agency). An agency will be reimbursed a dollar amount based upon original receipts and itemized expenses up to \$1,700 per greyhound. All documentation for reimbursement must be submitted to the commission office for consideration on a form prescribed by the commission. Distribution of reimbursement for qualifying requests will occur upon approval by the commission. The commission has sole discretion in determining the eligibility of receipts submitted. No requests for reimbursement will be accepted by the commission after October 31, 2016. For an agency to be eligible for reimbursement, the agency must prove to the commission that:

- (1) The agency physically handled the greyhound to facilitate the adoption;
- (2) The agency has a no-kill policy;
- (3) The greyhound raced in Iowa; and
- (4) The greyhound was placed into adoption due to the cessation of racing.

c. Greyhound kennel owners. Greyhound kennel owners are eligible to recover costs up to \$5,000 associated with the removal of equipment from the kennels at the pari-mutuel dog racetrack located in Pottawattamie County. For a greyhound kennel owner to be eligible for reimbursement, the owner must prove to the commission that the expenses were incurred as a result of the removal of property, excluding the transporting of the greyhounds. Greyhound kennel owners shall submit original receipts and itemize the expenses to the commission to verify expenditures. All documentation for reimbursement must be submitted to the commission office for consideration on a form prescribed by the commission. The commission has sole discretion in determining the eligibility of the receipts and expenses submitted. Distribution of reimbursement for qualifying requests will occur upon approval by the commission. No requests for reimbursement will be accepted by the commission after October 31, 2016.

d. Trainers. The trainer of record for the kennel employed at the pari-mutuel dog racetrack located in Pottawattamie County upon the closing of the racetrack in December 2015 shall receive \$8,000 for each year of service during the five-year period from 2011 through 2015. Proof of employment for each year for which payment is requested must be sent to the commission. The commission has sole discretion in determining the eligibility of the proof of employment submitted. Distribution for qualifying requests will occur upon approval by the commission. Any trainer who is not employed through the closing of the racetrack in December 2015 shall be eligible for payments only if the kennel owner certifies in writing the trainer's services are not needed. No requests for reimbursement under this paragraph will be accepted by the commission after June 30, 2016.

e. Assistant trainers. Assistant trainers employed, present and handling the day-to-day affairs at the pari-mutuel dog racetrack located in Pottawattamie County at the closing of the racetrack in December 2015 shall receive \$4,000 for each year of service during the five-year period from 2011 through 2015. Proof of employment for each year for which payment is requested must be sent to the commission. Distribution for qualifying requests will occur upon approval by the commission. Any assistant trainer who is not employed through the closing of the racetrack in December 2015 shall be eligible for payments only if the kennel owner certifies in writing the assistant trainer's services are not needed. No requests for reimbursement under this paragraph will be accepted by the commission after June 30, 2016.

f. Financial hardship. Industry participants are eligible to receive up to \$100,000 from the commission if they can demonstrate a need to be compensated due to hardships caused by the closing of the pari-mutuel dog racetrack located in Pottawattamie County. The burden of demonstrating hardship is on the applicant. The applicant shall submit in writing the request and basis for compensation including original receipts, if applicable, and itemized expenses. The commission has sole discretion in determining the eligibility of the applicant and the authentication of information to demonstrate hardship. Distribution for qualifying requests will occur upon approval by the commission. No requests for reimbursement under this paragraph will be accepted by the commission after June 30, 2016.

g. Live greyhound racing in Dubuque County. Should live racing cease in Dubuque County in or after calendar year 2015 but prior to 2022, the commission will establish an application process for one-time payments related to the cessation of racing in Dubuque County. The commission has sole discretion in establishing this process.

7.15(3) Annual payments. After all one-time payments have been paid from the fund, the remainder of the fund will be distributed to industry participants. The remainder of the fund shall be distributed as follows:

a. Seventy percent of the fund shall be paid as past-performance distributions based on the percentage of purse winnings and the department of agriculture and land stewardship awards the industry participant received from 2010 through 2014. Information pertaining to purse winnings and breeders awards will be obtained from the greyhound racetracks in Pottawattamie and Dubuque counties and from the department of agriculture and land stewardship.

b. Thirty percent of the fund shall be paid to qualifying greyhound industry participants without regard to purse winnings.

(1) Points will be awarded to the following recipients:

1. Greyhound farm owners shall receive 1,060 points for each year of operation from 2010 through 2014, provided the farm was licensed by the department of agriculture and land stewardship from 2010 through 2014.

2. Greyhound breeders shall receive 32 points for each greyhound the breeder whelped and raised for the first six months of the greyhound's life in Iowa as recorded with the department of agriculture and land stewardship from 2010 through 2014.

(2) The applicant's pro rata share of the overall points awarded will be converted to the pro rata basis of the money distributed to qualifying greyhound industry participants without regard to purse winnings.

c. Information pertaining to registered greyhound farms or greyhounds individually registered at whelping will be obtained from the department of agriculture and land stewardship.

d. Fund recipients, identified by independent tax identification numbers, shall be limited to \$1 million over the life of the Iowa greyhound pari-mutuel racing fund.

e. The commission has the sole discretion in determining the eligibility of the documentation submitted as it relates to claims under this rule.

f. The first of the annual payments will be distributed no later than April 2017 with payment each year following in April. The last payment will be distributed April 2022.